

ROUGH DRAFT, ROGER TOURANGEAU, 4-9-09

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1 (Whereupon, the deposition began at ^

2 ^ a.m. ^ p.m.) 8:30

3 VIDEOGRAPHER: We are now on the record for

4 the deposition of Dr. Roger Tourangeau. Today is

5 April 8th, 2009. The time is 8:30 a.m. counsel

08:30AM

6 please identify yourselves for the Record.

7 MR. DEIHL: This is Colin Deihl here on

8 behalf of Cargill.

9 MR. HIXON: Phillip Hixon on behalf of

10 Peterson Farms.

08:31AM

11 MS. XIDIS: Claire Xidis for the State of

12 Oklahoma.

13 MS. MOLL: Ingrid Moll for the State of

14 Oklahoma.

15 WITNESS

16 having first been duly sworn to testify the truth,

17 the whole truth and nothing but the truth, testified

18 as follows:

19 DIRECT EXAMINATION

20 BY ^

08:31AM

21 Q Please state your name for the Record.

22 A Roger Tourangeau.

23 Q And what is your home and work address, Dr.

24 Tourangeau?

25 A I live at 237 Amberly Drive, Silver Spring,

08:31AM

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1 Q I understand that. I'm asking you about --

2 A Go ahead.

3 Q I'm sorry. I've lost my train of thought.

4 I'm not asking you about the answers that you got to

5 this survey. I'm now asking you as an expert in 09:48AM

6 survey methodology if it matters for purposes of

7 accuracy of the results that you receive that the

8 information you provide to the respondents is

9 accurate.

10 MS. XIDIS: Objection to form. 09:48AM

11 A Again, in many cases information that is

12 presented in a survey is deemed hypothetical and so

13 I guess as a matter of principle, no, I guess, it

14 doesn't matter that the information is accurate.

15 Q Is there any ethical obligations that a survey 09:49AM

16 designer has to assure that the survey designer is

17 not misrepresenting something to the survey

18 respondents?

19 A Could you be more specific?

20 Q Well, you know, let me give you a precise 09:49AM

21 example from this case. In this case in the survey

22 design, the State of Oklahoma represented to its

23 citizens that it was going to use an alum program to

24 treat the problem of poultry litter contamination in

25 the Illinois River and Tenkiller Lake when in fact 09:49AM

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1 the State of Oklahoma had no plans to use an alum
2 program to treat those pollutants at the time they
3 conducted the survey. Does the survey designer have
4 any ethical obligation to make sure that the
5 information that the survey designer is providing to
6 the respondents accurately reflects that fact?

09:50AM

7 MS. XIDIS: Objection to form.

8 A What was critical to us was to present a
9 solution to people that was plausible, that they
10 could understand and that they accepted, and we
11 presented a solution involving alum and other steps
12 the State would take, might take to restore the
13 river and lake to 1960 conditions, and in order to
14 obtain the information we needed, we presented the
15 scenario.

09:50AM

09:51AM

16 Q So all that matters is that it has to be
17 plausible?

18 MS. XIDIS: Objection to form.

19 A Well, the various things I said. It has to be
20 plausible, understood and they have to accept it.

09:51AM

21 Q And that's it in terms of survey design as far
22 as your ethical obligation?

23 MS. XIDIS: Objection to form.

24 Q We gave them /TPH-FBGS so they could make a
25 decision and we recorded their answers honestly.

09:51AM

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1 program was not something /STHAFS even evaluated by
2 the State's restoration consultant?

3 MS. XIDIS: Object to form.

4 A I don't understand that so I doubt it would
5 have much impact on them. You want to read it
6 again?

11:54AM

7 Q Yeah. You presented the alum restoration
8 program as something that would work, that the State
9 was considering doing in order to solve this
10 problem. Do you think it would have been important
11 to the recipients to know that the State's
12 restoration expert had not even evaluated it?

11:54AM

13 MS. XIDIS: Objection to form.

14 A I think we've been over this a lost times.
15 What was important to us about the alum program was
16 that people thought it would solve the problem, that
17 they understood it and they accepted it. The
18 State -- who was it -- evaluation expert's view of
19 it, I don't see it as relevant.

11:55AM

20 Q Would you agree that people's preferences are
21 essentially constructed during the survey interview?

11:55AM

22 MS. XIDIS: Objection to form.

23 A I'm not sure what you mean.

24 Q Do you think that people walked in to the
25 survey room with an opinion about restoration time

11:56AM

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